California Department of Education Report of Local Complaint Resolution

Special Education	Compliance Investigation Case #	<u> </u>

<u>Instructions</u>: This form includes all requirements of 34 CFR section 300.661 (a)(4) and 5 CCR section 4663. The parties must utilize the content format as presented. Additional space in each category may be utilized and additional information may be sent as an attachment. The Report of Local Complaint Resolution must be submitted within the 60-day timeline to the

California Department of Education Special Education Division Complaints Management and Mediation Unit P.O. Box 944272 515 L Street, Suite 270 Sacramento, CA 94244-2720

Technical assistance may be received from the investigator who is assigned to the investigation and identified in the complaint packet sent to each party.

The Department shall review and may contribute to the local resolution to ensure that all required components are included in the resolution and compliance with state and federal laws and regulations is maintained. A concurrent state investigation may be taking place to ensure completion of the state investigation within the required time line. Upon approval of the local resolution or the completion of a state level investigation, each party will receive a copy of the report via U.S. mail. For further information call (916) 445-4562.

(Complainant)		(Public Education Agency)		
(Student)		(Address of Public Agency)		
		(Superintendent)		
		(County)		
CITATIO	N(S):	ALLEGATION(S):		
1.				
2.				
3.				
EVIDEN	CE (Describe the situation in chro	nological order):		

FINDINGS OF FACT (For each allegation, state the facts upon which you are basing your conclusions)					
CONCLUSION(S) (State compliant or non-compliant or no-compliant or no-compl	bliant for eac	ch allegation):			
0011012001011(0) (Otato 00111piia.i. <u>or</u> 11011 00111	Julia 10. Sas	an anogation).			
REQUIRED CORRECTIVE ACTION(S)					
Not Required					
Required (For each determination of non-compliance, (1) describe the corrective action; (2) state timelines for completion of the action; (3) describe how the agency will verify the completion of the action and (4) provide the date the agency will send the evidence of completion of the corrective action to the California Department of Education,					
Special Education Division, Focused Monitoring Suite 270, Sacramento, CA 94244-2720):					
Julie 270, Jaciamonio, Orto 1211 2725/.					
The signatures below indicate that the complain	t has been s	atisfactorily resolved. The District and SEL	PA		
provide assurance that this resolution is consist regulations. Note: Appeal procedures are on the			vs and		
	7	<u> </u>	Doto		
Complainant	Date	Superintendent	Date		
SELPA Administrator	Date	CMM Consultant	Date		
Local District Special Education Administrator	Date	Dr. Alice D. Parker Assistant Superintendent	Date		
		Director, Special Education Division			
cc: All Noticed Parties					

The following information is placed on the back of the Report of Local Complaint Resolution form and must be proved to each party to the complaint:

California State Superintendent of Public Instruction

Discretionary Reconsideration of a California Department of Education, Special Education Compliance Report

Either party may ask the Superintendent of Public Instruction for a reconsideration by writing and postal mailing directly to

California Department of Education
Special Education Division
Complaints Management and Mediation Unit
Attention: Complaint Reconsideration
P.O. Box 944272
515 L Street, Suite 270
Sacramento, CA 94244-2720
(Do not send by FAX or e-mail.)

The request will be acknowledged by the Department within 15 days. The reconsideration process is a discretionary process and not legally required. However, the Department maintains high standards for the investigation process and report development, and supports a review of those cases where the following requirements are met:

- The request for reconsideration must be made within 40 days of the date of compliance report. This timeline includes 5 days for the mailing of the report and an additional 35 days from the receipt of the compliance report.
- The request for reconsideration must be documented as a concern regarding
 - 1. procedural requirements (i.e., the complainant must have had the opportunity to provide information to the investigator
 - 2. accuracy of evidence that affects the conclusion of compliance/non-compliance (i.e., new information is provided that was not requested during the investigation that may affect the determination of compliance), and/ or
 - 3. a disagreement with the conclusion of compliance/non-compliance (i.e., conflicting citations or requirements).

After acknowledging the request for reconsideration, the Department will review the new information provided. When the review is completed, a letter will be issued outlining any further action or amendment to the original complaint. Although a timeline is not established for the reconsideration of a complaint, the Department's intention is to process each request for reconsideration in a timely manner.

Pending the Superintendent's reconsideration, this compliance report and all corrective actions remain in effect and enforceable, per Title 5, California Code of Regulations section 4665(a). A request for reconsideration does not suspend prescribed timelines for corrective actions.